

# **Exhibit 6**

**United States of America**  
United States Patent and Trademark Office

**KUNG FU TEA**

**Reg. No. 4,857,505**

**Registered Nov. 24, 2015**

**Int. Cls.: 30 and 32**

**TRADEMARK**

**PRINCIPAL REGISTER**

KF TEA USA INC. (NEW YORK CORPORATION)  
34-36 56TH STREET  
WOODSIDE, NY 11377

FOR: TEA; TEA-BASED FLAVORED DRINKS AND BEVERAGES; TEA-BASED SLUSH-TYPE DRINKS; PASTRIES CONTAINING TEA, TEA-BASED SMOOTHIES, IN CLASS 30 (U.S. CL. 46).

FIRST USE 4-30-2010; IN COMMERCE 4-30-2010.

FOR: FRUIT-FLAVORED SMOOTHIES CONTAINING TEA; FRUIT-FLAVORED SLUSH-TYPE DRINKS CONTAINING TEA, IN CLASS 32 (U.S. CLS. 45, 46 AND 48).

FIRST USE 4-30-2010; IN COMMERCE 4-30-2010.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 3,961,011.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TEA", APART FROM THE MARK AS SHOWN.

SER. NO. 86-060,777, FILED 9-10-2013.

BARNEY CHARLON, EXAMINING ATTORNEY



*Michelle K. Lee*

Director of the United States  
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL  
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE  
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years\***

**What and When to File:**

**First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

**Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.\*  
*See* 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods\***

**What and When to File:**

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

**Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.**

**NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.**

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**Mark:** KUNG FU TEA

# KUNG FU TEA

**US Serial Number:** 86060777

**Application Filing Date:** Sep. 10, 2013

**US Registration Number:** 4857505

**Registration Date:** Nov. 24, 2015

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status Descriptor:**



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

**Status:** A Sections 8 and 15 combined declaration has been accepted and acknowledged.

**Status Date:** May 14, 2022

**Publication Date:** Sep. 08, 2015

## Mark Information

**Mark Literal Elements:** KUNG FU TEA

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Disclaimer:** "TEA"

## Related Properties Information

**Claimed Ownership of US Registrations:** 3961011

## Goods and Services

**Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Tea; tea-based flavored drinks and beverages; tea-based slush-type drinks; pastries containing tea, Tea-based smoothies

**International Class(es):** 030 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Apr. 30, 2010

**Use in Commerce:** Apr. 30, 2010

**For:** fruit-flavored smoothies containing tea; fruit-flavored slush-type drinks containing tea

**International Class(es):** 032 - Primary Class

**U.S Class(es):** 045, 046, 048

**Class Status:** ACTIVE

Basis: 1(a)

First Use: Apr. 30, 2010

Use in Commerce: Apr. 30, 2010

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

## Current Owner(s) Information

Owner Name: KF Tea USA Inc.

Owner Address: 589 Eighth Avenue, 17th Floor  
New York, NEW YORK UNITED STATES 10018

Legal Entity Type: CORPORATION

State or Country: NEW YORK  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Matthew D. Asbell

Docket Number: 0565-26.09

Attorney Primary Email Address: [trademarks@offitkurman.com](mailto:trademarks@offitkurman.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Matthew D. Asbell  
Offit Kurman, P.A.  
590 Madison Avenue, 6th Floor  
New York, NEW YORK UNITED STATES 10022

Phone: 9294760048

Fax: 212.545.1656

Correspondent e-mail: [trademarks@offitkurman.com](mailto:trademarks@offitkurman.com) [matthew.asbell@offitkurman.com](mailto:matthew.asbell@offitkurman.com) [alison.pratt@offitkurman.com](mailto:alison.pratt@offitkurman.com) [tom.pi-tegoff@offitkurman.com](mailto:tom.pi-tegoff@offitkurman.com)

Correspondent e-mail Authorized: Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 14, 2022	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
May 14, 2022	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75184
May 13, 2022	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Nov. 20, 2021	TEAS SECTION 8 & 15 RECEIVED	
Apr. 14, 2021	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Apr. 14, 2021	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Apr. 14, 2021	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Apr. 14, 2021	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Apr. 14, 2021	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Nov. 24, 2020	COURTESY REMINDER - SEC. 8 (6-YR) E-MAILED	
Nov. 17, 2017	COUNTERCLAIM OPP. NO. 999999	236933
Nov. 24, 2015	REGISTERED-PRINCIPAL REGISTER	
Sep. 08, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 08, 2015	PUBLISHED FOR OPPOSITION	
Aug. 19, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 03, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jul. 31, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	

Jul. 31, 2015	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 31, 2015	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 31, 2015	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 31, 2015	EXAMINERS AMENDMENT -WRITTEN	71994
Jul. 31, 2015	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Jul. 14, 2015	WITHDRAWN FROM PUB - OG REVIEW QUERY	99910
Jun. 29, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jun. 25, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 05, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Jun. 28, 2014	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jun. 28, 2014	LETTER OF SUSPENSION E-MAILED	6332
Jun. 28, 2014	SUSPENSION LETTER WRITTEN	71994
Jun. 06, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	68171
Jun. 06, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	68171
Jun. 05, 2014	ASSIGNED TO LIE	68171
May 22, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 25, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Nov. 25, 2013	NON-FINAL ACTION E-MAILED	6325
Nov. 25, 2013	NON-FINAL ACTION WRITTEN	71994
Nov. 18, 2013	ASSIGNED TO EXAMINER	71994
Sep. 18, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	
Sep. 13, 2013	NEW APPLICATION ENTERED	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

**Current Location:** TMEG LAW OFFICE 104

**Date in Location:** May 14, 2022

## Proceedings

### Summary

**Number of** 2  
**Proceedings:**

### Type of Proceeding: Opposition

**Proceeding** [91236933](#)  
**Number:**

**Filing Date:** Sep 28, 2017

**Status:** Terminated

**Status Date:** Jun 03, 2018

**Interlocutory** MARY CATHERINE FAINT  
**Attorney:**

#### Defendant

**Name:** Wing-Yu Ng

**Correspondent** PATRICK R COLSHER  
**Address:** SHEARMAN & STERLING LLP  
599 LEXINGTON AVE  
FLUSHING NY UNITED STATES , 10022

**Correspondent e-mail:** [andrewmalaw@gmail.com](mailto:andrewmalaw@gmail.com) , [ndrwma@gmail.com](mailto:ndrwma@gmail.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
KUNG FU CHEF		<a href="#">87406993</a>	

#### Plaintiff(s)

**Name:** KF Tea USA Inc.

**Correspondent** CHIA-YU CHANG  
**Address:** CHIA-YU CHANG @ LAW PC  
315 W 70TH ST #12L

NEW YORK NY UNITED STATES , 10023

Correspondent e-mail: [cychang@cychanglaw.com](mailto:cychang@cychanglaw.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
KUNG FU TEA		<a href="#">85075650</a>	<a href="#">3961011</a>
KUNG FU TEA		<a href="#">86029382</a>	<a href="#">4497687</a>
KUNG FU TEA		<a href="#">86029401</a>	<a href="#">4510162</a>
KUNG FU TEA		<a href="#">86060777</a>	<a href="#">4857505</a>
KUNG FU TEA		<a href="#">86060792</a>	<a href="#">4857506</a>
KUNG FU TEA		<a href="#">86060831</a>	<a href="#">4857507</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
19	P PROOF OF SERVICE	Jun 04, 2018	
18	TERMINATED	Jun 03, 2018	
17	BD DECISION: DISMISSED W/O PREJ	Jun 03, 2018	
16	W/DRAW OF APPLICATION	Jun 01, 2018	
15	W/DRAW OF COUNTERCLAIM	Jun 01, 2018	
14	STIP ABANDONMENT OF APP/WD OF CC/WD OF OPP	Jun 01, 2018	
13	SUSPENDED	May 03, 2018	
12	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Apr 30, 2018	
11	SUSPENDED	Mar 07, 2018	
10	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Mar 05, 2018	
9	EXTENSION OF TIME GRANTED	Jan 19, 2018	
8	P MOT TO SUSP W/ CONSENT PEND SETTLE NEGOTIATIONS	Jan 02, 2018	
7	EXTENSION OF TIME GRANTED	Dec 07, 2017	
6	P MOT FOR EXT W/ CONSENT	Dec 07, 2017	
5	TRIAL DATES RESET	Nov 09, 2017	
4	ANSWER AND COUNTERCLAIM (FEE)	Nov 07, 2017	
3	PENDING, INSTITUTED	Sep 28, 2017	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 28, 2017	Nov 07, 2017
1	FILED AND FEE	Sep 28, 2017	

**Type of Proceeding: Cancellation**Proceeding Number: [92058876](#)

Filing Date: Mar 18, 2014

Status: Terminated

Status Date: Jun 11, 2015

Interlocutory Attorney: BENJAMIN U OKEKE

**Defendant**

Name: Jane Zheng and Ted Chao

Correspondent: JEFF LEBLANC

Address: ANDERSON LEBLANC APLC  
1365 W FOOTHILL BLVD, SUITE 2  
UPLAND CA UNITED STATES , 91786Correspondent e-mail: [JLeBlanc@andersonleblanc.com](mailto:JLeBlanc@andersonleblanc.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
KUNG FU ENERGY		<a href="#">85279186</a>	<a href="#">4019619</a>

**Plaintiff(s)**

Name: KF Tea USA Inc.

Correspondent: CHIA YU CHANG

Address: CHIA YU CHANG @ LAW PC  
315 W 70TH ST, STE 12L

NEW YORK NY UNITED STATES , 10023

Correspondent e-mail: [cychang@cychanglaw.com](mailto:cychang@cychanglaw.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
KUNG FU TEA		<a href="#">86060777</a>	
KUNG FU TEA		<a href="#">86060792</a>	
KUNG FU TEA		<a href="#">86060831</a>	

**Prosecution History**

Entry Number	History Text	Date	Due Date
18	TERMINATED	Jun 11, 2015	
17	BD DECISION: DISMISSED W/O PREJ	Jun 11, 2015	
16	W/DRAW OF PET FOR CANCELLATION	Jun 08, 2015	
15	TRIAL DATES RESET	Apr 02, 2015	
14	P MOT FOR SANCTIONS	Jan 02, 2015	
13	D OPP/RESP TO MOTION	Dec 13, 2014	
12	SUSP PEND DISP OF OUTSTNDNG MOT	Dec 02, 2014	
11	P MOT TO COMPEL DISCOVERY	Nov 26, 2014	
10	TRIAL DATES RESET	Nov 14, 2014	
9	SUSP PEND DISP OF OUTSTNDNG MOT	Oct 03, 2014	
8	P MOT TO COMPEL DISCOVERY	Sep 27, 2014	
7	D COMMUNICATION	Jul 08, 2014	
6	TRIAL DATES REMAIN AS SET	May 29, 2014	
5	BOARD'S ORDER	Apr 25, 2014	
4	ANSWER	Apr 23, 2014	
3	PENDING, INSTITUTED	Mar 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 20, 2014	Apr 29, 2014
1	FILED AND FEE	Mar 18, 2014	